IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

TUESDAY, THE 29TH AUGUST 2006 / 7TH BHADRA 1928

Bail Appl..No. 5287 of 2006

CRIME NO.7/2003 OF EXCISE RANGE, PALA

PETITIONER (SOLE ACCUSED)

GEORGE, S/O. MATHEW,
NELLAMKUZHY HOUSE, KURUMANNU KARA,
KADANAD, MEENACHIL.

BY ADV. SMT.A.K.PREETHA
SRI.PRATAP ABRAHAM VARGHESE
SMT.BINDHYA JOSE

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, REPRESENTING
EXCISE INSPECTOR, EXCISE RANGE, PALA.

BY PUBLIC PROSECUTOR K. RAVIKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 29/08/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 5287/2006

DATED THIS THE 29TH DAY OF AUGUST, 2006

O R D E R

The petitioner had surrendered before the Court below on 8.8.2006, as he was found in illegal possession of 5.25 liters of Indian made foreign liquor, on 29.4.2003, and C.R.No. 7/2003 of Excise Range, Pala, was registered against him, for the offence punishable under Section 55(a) of the Abkari Act. He remains in judicial custody. Hence this application, under Section 439 Cr.P.C.

2. The learned Public Prosecutor submitted that the investigation is complete and the matte is now pending before the Judicial Magistrate of First Class, Pala, as C.P.No.2/2006.

3. After hearing both sides and considering the materials on record, I grant bail and release the petitioner from jail, subject to the following condition:-

(a). The petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties, each for the like sum, to the satisfaction of the Judicial Magistrate of First Class, Pala.

The application is allowed as above.

J.M.JAMES
JUDGE

mrcs